

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Minyu Li and Keith Darrell Lokkesmoe

Serial No.: 10/715,692

Filed: November 18, 2003

For: CONVEYOR LUBRICANT AND METHOD FOR TRANSPORTING
ARTICLES ON A CONVEYOR SYSTEM

Group Art Unit: 1764

Confirmation Number: 5431

Examiner: Ellen M. McAvoy

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Ecolab Inc., a corporation of the State of Delaware, having a place of business at 370 North Wabasha Street, Saint Paul, Minnesota 55101 ("Petitioner"), is the exclusive owner of the entire interest in the above-identified application (the "Instant Application") by virtue of an assignment recorded at Reel 013218, Frame 0695, on 11/01/2002. Petitioner is also the exclusive owner of the entire interest in U.S. Patent No. 6,495,494 (the "Issued Patent") by virtue of the same assignment.

Petitioner disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the Instant Application which would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of the Issued Patent. Petitioner agrees that any patent so granted on the Instant Application shall be enforceable only for and during such period that it and the Issued Patent are commonly owned. This agreement runs with any patent granted on the Instant Application and is binding upon the grantee, its successor, and assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the Instant Application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the Issued Patent, as presently

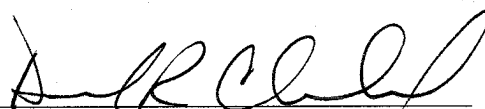
shortened by any terminal disclaimer, if the Issued Patent later (1) expires for failure to pay a maintenance fee; (2) is held unenforceable or is found invalid by a court of competent jurisdiction; (3) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; (4) has all claims canceled by a Reexamination Certificate; (5) is reissued; or (6) is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is attorney of record for the Instant Application.

Please charge the fee provided in 37 C.F.R. §1.20(d) to Deposit Account No. 50-0549.

Electronically filed on:
July 31, 2007

Respectfully submitted on behalf of
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